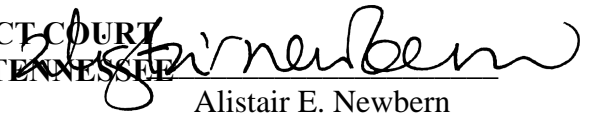


ORDER:
The motion is **GRANTED**.

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE**


Alistair E. Newbern
U.S. Magistrate Judge

CITY OF MURFREESBORO, TENNESSEE)
)
Plaintiff,)
)
v.)
)
BFI WASTE SYSTEMS OF TENNESSEE,)
LLC, REPUBLIC SERVICES OF)
TENNESSEE, LLC, and REPUBLIC)
SERVICES, INC.,)
)
Defendants.)

Case No. 3:22-cv-00605
JUDGE RICHARDSON
MAGISTRATE JUDGE NEWBERN

JOINT STATUS REPORT AND JOINT MOTION FOR EXTENSION OF STAY

COME NOW, Plaintiff City of Murfreesboro, Tennessee (“Plaintiff”) and Defendants BFI Waste Systems of Tennessee, LLC, Republic Services of Tennessee, LLC and Republic Services, Inc. (collectively “Defendants”), by and through their attorneys of record, and file this joint status report and joint motion for extension of the stay of the litigation.

On January 10, 2025, the Court held a case management conference. During the conference, the Court ordered the parties, by February 10, 2025, to file either (i) a joint proposed case management order addressing all remaining deadlines if the parties were unable to settle, or (ii) a statement addressing a timeline for approval of settlement and dismissal of the case if the parties reached a resolution.

On February 5, 2025, representatives for the parties convened in Nashville for another in-person mediation session with the mediator. During the productive session, the parties reached agreement in principle on all but one material issue. This sole remaining issue arose in the past 30 days of mediation. It is vitally important to the parties and requires final approval by each party’s decisionmakers at the highest level. Both parties worked diligently to resolve this final issue before the February 10th deadline but have not reached agreement. The parties will use the

requested extension to resolve this issue and to finalize all other terms of the settlement, including the odor and gas preventative maintenance plan that is substantially complete.

Moreover, any final settlement will require approval by vote of the Murfreesboro City Council. Thus, upon resolving the final material term of a settlement, Plaintiff will be required to hold a vote on the proposed agreement after making it publicly available prior to the vote. Due to the President's Day holiday on February 17th, the earliest City Council meeting during which a vote could take place is February 27th.

For the foregoing reasons, the parties respectfully request the Court to extend to March 10, 2025, the stay of the case and the deadline by which they must file either a joint proposed case management order or a statement addressing a timeline for approval of settlement and dismissal of the case if they reach a resolution.

February 10, 2025

Respectfully submitted,

/s/ Gary A. Davis

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